

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1108 be amended to read as follows:

- 1 Page 4, between lines 2 and 3, begin a new paragraph and insert:
- 2 "SECTION 2. IC 35-47-2-3.5 IS ADDED TO THE INDIANA
- 3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2008]: **Sec. 3.5. (a) Notwithstanding section**
- 5 **3 of this chapter, if a person:**
- 6 (1) is at least eighteen (18) years of age;
- 7 (2) is or has been a victim of domestic or family violence; and
- 8 (3) obtains an order for protection from a court under
- 9 IC 34-26-5;
- 10 the person may apply to the sheriff of the county in which the
- 11 person resides to receive a temporary license to carry a handgun.
- 12 (b) An application submitted to a sheriff under this section must
- 13 contain the information described in section 3(c) of this chapter.
- 14 (c) A sheriff who receives an application under this section shall
- 15 verify the:
- 16 (1) accuracy of the information contained in the application;
- 17 and
- 18 (2) applicant's character and reputation.
- 19 (d) If it appears to the sheriff that an applicant:
- 20 (1) is of good character and reputation;
- 21 (2) is a proper person to be licensed; and
- 22 (3) is:
- 23 (A) a citizen of the United States; or
- 24 (B) not a citizen of the United States but is allowed to carry

1           a firearm in the United States under federal law;  
 2       the sheriff shall issue to the applicant a temporary license to carry  
 3       any handgun lawfully possessed by the applicant. The original  
 4       license shall be delivered to the applicant. One (1) copy of the  
 5       license shall be retained by the sheriff, and one (1) copy of the  
 6       license shall be delivered to the superintendent. The superintendent  
 7       may make any further investigation the superintendent considers  
 8       necessary concerning the applicant.

9       (e) Notwithstanding section 6(a) of this chapter, a sheriff shall  
 10      make a decision to:

11           (1) issue a temporary license to carry a handgun; or

12           (2) deny an application;

13      under this section not more than one (1) business day after the date  
 14      the sheriff receives the application for a temporary license.

15      (f) Notwithstanding sections 3(b) and 4(b) of this chapter, a  
 16      sheriff may charge a fee not to exceed twenty dollars (\$20) for  
 17      issuing a temporary license to carry a handgun under this section.

18      (g) Notwithstanding section 4(a) of this chapter, a temporary  
 19      license to carry a handgun issued under this section expires when  
 20      the order for protection described in subsection (a)(3) expires or is  
 21      terminated.

22      (h) A sheriff who issues a temporary license to carry a handgun  
 23      to a person under this section or the superintendent may revoke  
 24      any license issued under this section if the sheriff or superintendent  
 25      has reasonable grounds to believe that the person's license should  
 26      be revoked.

27      (i) A person who knowingly or intentionally makes a false  
 28      statement on an application for a temporary license to carry a  
 29      handgun submitted under this section commits a Class C  
 30      misdemeanor."

31      Renumber all SECTIONS consecutively.

(Reference is to HB 1108 as printed January 22, 2008.)

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Representative Walorski